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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mark S. Chang et al.

Serial No.: 09/539,458

Filed: March 30, 2000

Group Art Unit: 2814

Before the Examiner: Pham, H.

Title: METHOD AND SYSTEM FOR PROVIDING CONTACT TO  
A FIRST POLYSILICON LAYER IN A FLASH MEMORY  
DEVICE

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Non-Compliant Appeal Brief having a mailing date of June 26, 2007, with a time for response set to expire on July 26, 2007, Appellants respond as follows:

The Examiner has deemed Appellants' Appeal Brief, filed on April 8, 2005, to be defective since it failed to include the sections of "Evidence Appendix" and "Related Proceedings Appendix." Appellants include herewith the missing Appendices. As a result, Appellants respectfully assert that the Appeal Brief is now in compliance and respectfully request the Examiner to withdraw the notice of non-compliance.

Respectfully submitted,

WINSTEAD P.C.

Attorneys for Appellants

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**EVIDENCE APPENDIX**

No evidence was submitted pursuant to §§1.130, 1.131, or 1.132 of 37 C.F.R. or of any other evidence entered by the Examiner and relied upon by Appellants in the Appeal.

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